

112TH CONGRESS
1ST SESSION

S. 1612

To provide the Department of Justice with additional tools to target
extraterritorial drug trafficking activity.

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 22, 2011

Mrs. FEINSTEIN (for herself, Mr. GRASSLEY, Mr. SCHUMER, Mr.
BLUMENTHAL, Mr. CASEY, Mr. UDALL of New Mexico, and Mr. WYDEN)
introduced the following bill; which was read twice and referred to the
Committee on the Judiciary

A BILL

To provide the Department of Justice with additional tools
to target extraterritorial drug trafficking activity.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Targeting
5 Transnational Drug Trafficking Act of 2011”.

1 **SEC. 2. POSSESSION, MANUFACTURE OR DISTRIBUTION**
2 **FOR PURPOSES OF UNLAWFUL IMPORTA-**
3 **TIONS.**

4 (a) POSSESSION, MANUFACTURE OR DISTRIBUTION
5 FOR PURPOSES OF UNLAWFUL IMPORTATIONS.—Section
6 1009 of the Controlled Substances Import and Export Act
7 (21 U.S.C. 959) is amended—

8 (1) by redesignating subsections (b) and (c) as
9 subsections (c) and (d), respectively; and

10 (2) in subsection (a), by striking “It shall” and
11 all that follows and inserting the following: “It shall
12 be unlawful for any person to manufacture or dis-
13 tribute a controlled substance in schedule I or II or
14 flunitrazepam intending, knowing, or having reason-
15 able cause to believe that such substance will be un-
16 lawfully imported into the United States or into
17 waters within a distance of 12 miles of the coast of
18 the United States.

19 “(b) It shall be unlawful for any person to manufac-
20 ture or distribute a listed chemical—

21 “(1) intending or knowing that the listed chem-
22 ical will be used to manufacture a controlled sub-
23 stance; and

24 “(2) intending, knowing, or having reasonable
25 cause to believe that the controlled substance will be
26 unlawfully imported into the United States.”.

1 (b) ATTEMPT AND CONSPIRACY.—Section 1013 of
2 the Controlled Substances Import and Export Act (21
3 U.S.C. 963) is amended by adding at the end the fol-
4 lowing: “For a conspiracy to commit such an offense that
5 requires the person to intend, know, or have reasonable
6 cause to believe that a controlled substance will be unlaw-
7 fully imported into the United States, it is sufficient to
8 prove a conspiracy to commit the offense that only 1 mem-
9 ber of the conspiracy intended, knew, or had reasonable
10 cause to believe that the controlled substance would be un-
11 lawfully imported into the United States.”.

○